

**HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
(Special Original Jurisdiction)**

FRIDAY, THE THIRTIETH DAY OF DECEMBER
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO

WRIT PETITION NO: 9453 OF 2005

Between:

N S RAO, No.830751974, CT(GD) S/o. Late Krishna Murthy, Aged 45 Years, Central Reserve Police Force, Kesavagiri, Chandrayanagutta, Hyderabad,

...PETITIONER

AND

1. Union of India, rep. by its Secretary, Ministry of Home Affairs, C.G.O. Complex , Lodhi Road, New Delhi.
2. Inspector General of Police (Southern Sector), Central Reserve Police Force, Road No.12, Banjara Hills, Hyderabad.
3. Deputy Inspector General of Police, Central Reserve Police Force, Group Centre, Chandrayanagutta, Hyderabad-5
4. Additional Inspector General of Police, Group Centre, Central Reserve Police Force, Hakimpet, Ranga Reddy.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ of Mandamus or any other order appropriate Writ or order or direction in the nature of Writ declaring the order of the 4th Respondent in No.P.I.3/02-03-PBC-GC dated 12-2-2003 and action of the Respondents in recovering the amount of Rs.40,499/- from the petitioner's salary as illegal, perverse, irregular, improper, arbitrary and grossly violative of the principles of natural justice and to set-aside the same and to consequently direct the respondents to pay back the recovered amount to the I with interest.

Counsel for the Petitioner: SRI J.V. PRASAD

Counsel for the Respondents: SRI K.V.V. VEDANTHA CHARYA

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE J.SREENIVAS RAO

WRIT PETITION No.9453 of 2005

ORDER:

This writ petition is filed seeking the following relief;

" to issue a Writ of Mandamus or any other order appropriate Writ or Order or direction in the nature of Writ declaring the order of the 4th respondent in No.P.I.3/02-03-PBC-GC dated 12-02-2003 and action of the respondents in recovering the amount of Rs.40,499/- from the petitioner's salary as illegal, perverse, irregular, improper, arbitrary and grossly violative of the principles of natural justice and to set aside the same and to consequently direct the respondents to pay back the recovered amount to the I with interest. "

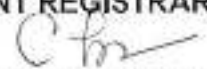
2. Today i.e., 30.12.2022, when the matter is taken up for hearing Sri K.V.V. Vedantha Charya, learned counsel for the respondents submits that during the pendency of the writ petition the respondents have already recovered the amount pursuant to the impugned order dated 12.02.2003; the petitioner retired from the service on attaining the age of superannuation and he is receiving the pension. Hence, the cause in the writ petition does not survive.

3. In view of the said submission, the Writ Petition is closed.No costs.

Consequently, miscellaneous petitions pending, if any, shall stand closed.

SD/-N.CHANDRA SEKHAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. One CC to SRI J.V. PRASAD, Advocate [OPUC]
2. One CC to SRI K.V.V. VEDANTHA CHARYA, Advocate [OPUC]
3. Two CD Copies

BB
SW



HIGH COURT

DATED: 30/12/2022

ORDER

W.P.No.9453 of 2005



CLOSING THE WRIT PETITION
WITHOUT COSTS

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EMA
01/11/2023